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MINISTRY OF DEFENCE

NOTIFICATIONS

New Delhi, the 29th December, 1950

S.R.O. 349.—In pursuance of clause (a) of Section 2 of the Government Premises (Eviction) Act, 1950 (XXVII of 1950), the Central Government is pleased to authorise the Director General of Civil Aviation to perform the functions of a competent authority under the said Act in respect of Government premises under the control of the Civil Aviation Department throughout the territory of India.

S.R.O. 350.—In exercise of the powers conferred by Section 10 of the Government Premises (Eviction) Act, 1950 (XXXVII of 1950), the Central Government is pleased to direct that the following further amendment shall be made in the Government Premises (Eviction) Rules, 1950, namely:—

In sub-rule (1) (a) of rule 6 of the said Rules the following words shall be inserted after the words 'Postmaster-General, Calcutta':—

"or the Director General of Civil Aviation".

H. M. PATEL, Secy.

Governor

C.P.

(Published in the Gazette of India Extraordinary, Part II, Section 1, dated the 26th May, 1950)

THE VOLUNTARY SURRENDER OF SALARIES (EXEMPTION FROM TAXATION) ORDINANCE, 1950



ORDINANCE No. XV OF 1950

An Ordinance to provide for exempting from taxes on income a portion of the salaries of certain persons who have in the public interest volunteered to forego it.

W HEREAS Parliament is not in session and the President is satisfied that circumstances exist which render it necessary for him to take immediate action,

NOW, THEREFORE, in exercise of the powers conferred by clause (1) of article 123 of the Constitution, the President is pleased to promulgate the following Ordinance —

1. Short title and commencement.—(1) This Ordinance may be called the Voluntary Surrender of Salaries (Exemption from Taxation) Ordinance, 1950.

(2) It shall come into force at once

2. Exemption from taxes on income in respect of salaries surrendered by certain persons.—(1) Notwithstanding anything contained in the Indian Income-tax Act, 1922 (XI of 1922), or in any other law for the time being in force relating to taxation on income, no income-tax or super-tax shall be payable by any person specified in sub-section (2) of this section in respect of that part of the salary due to him under law for any period after the 31st day of October 1949, which that person has, by declaration in writing, volunteered to forego in the public interest, and that part of the salary shall not be included in his total income for the purposes of any law relating to taxation on income

(2) The persons referred to in sub-section (1) are—

- (a) the President of India,
- (b) the Ministers, Ministers of State and Deputy Ministers of the Dominion or of the Union,
- (c) the President of the Dominion Legislature,
- (d) the Speaker and Deputy Speaker of the Dominion Legislature or of Parliament;
- (e) the Judges of the Federal Court or of the Supreme Court;
- (f) the Auditor-General of India or the Comptroller and Auditor-General of India;

- (g) the Governors of Provinces or of Part A States;
- (h) the Ministers and Deputy Ministers of States ;
- (i) the Speakers and Deputy Speakers of the Legislative Assemblies of States ;
- (j) the Chairmen and Deputy Chairmen of the Legislative Councils of States ;
- (k) the Judges of the High Courts for Governors' Provinces or for Part A States.

RAJENDRA PRASAD,
President.

THE CANTONMENT LAWS (EXTENSION AND AMENDMENT) ORDINANCE, 1950.



ORDINANCE No. XVIII OF 1950.

Ordinance to extend the Cantonments (House Accommodation) Act, 1923, and the Cantonments Act, 1924, to Part B States, to provide for elections to Cantonment Boards on the basis of adult suffrage and to provide for a temporary extension of the term of office of elected members of Cantonment Boards.

NHEREAS Parliament is not in session and the President is satisfied that circumstances exist which render it necessary for him to take immediate action;

Now, THEREFORE, in exercise of the powers conferred by clause (1) of article 73 of the Constitution, the President is pleased to promulgate the following Ordinance:—

1. Short title and commencement.—(1) This Ordinance may be called the Cantonment Laws (Extension and Amendment) Ordinance, 1950.

(2) It shall come into force at once.

2. Amendment of section 1, Act VI of 1923.—In sub-section (2) of section 1 of the Cantonments (House Accommodation) Act, 1923, the words and letter 'except Part B States' shall be omitted.

3. Amendment of section 2, Act VI of 1923.—To section 2 of the Cantonments (House Accommodation) Act, 1923, the following sub-section shall be added, namely:—

“(3) In the application of this Act to any Part B State, any reference to an enactment not in force in that State shall be construed as a reference to the corresponding law in force in that State.”

4. Amendment of section 1, Act II of 1924.—In sub-section (2) of section 1 of the Cantonments Act, 1924 (hereinafter referred to as the said Act), the words and letter “except Part B States” shall be omitted.

5. Insertion of new section 2A in Act II of 1924.—After section 2 of the said Act, the following section shall be inserted, namely:—

“2A. *Rule of construction.*—In the application of this Act to any Part B State, any reference to an enactment not in force in that State shall be construed as a reference to the corresponding law in force in that State.”

6. Amendment of section 27, Act II of 1924.—In section 27 of the said Act,—

(i) for sub-section (1), the following sub-section shall be substituted, namely:—

“(1) Every person who, on such date as may be fixed by the Central Government in this behalf by notification in the Official Gazette (hereinafter in this section referred to as ‘the qualifying date’), is not less than twenty-one years of age and who has resided in the cantonment for a period of not less than twelve months immediately preceding the qualifying date shall, if not otherwise disqualified, be entitled to be enrolled as an elector.

Explanation.—When any place is declared a cantonment for the first time, or when any local area is first included in a cantonment, residence in the place or area comprising the cantonment on the aforesaid date shall be deemed to be residence in the cantonment for the purposes of this sub-section.”;

(a) in sub-section (2),—

(a) for the words “aforesaid date” the words “qualifying” shall be substituted,

(b) clause (a) shall be omitted.

7. Amendment of section 29, Act II of 1924.—Clause (b) of section the said Act shall be omitted.

8. Amendment of section 31, Act II of 1924.—Clause (c) of section 3 the said Act shall be omitted.

9. Extension of term of office of elected members of Cantonment Boards. Notwithstanding anything contained in section 15 of the said Act, the elected members of every Cantonment Board holding office immediately before commencement of this Ordinance shall continue to hold office up to the 30th day of November, 1950, or until the date of the notification of the election of their successors under sub-section (1) of section 13 of the said Act, whichever date is earlier.

10. Repeal and savings.—(1) If immediately before the commencement of this Ordinance, there is in force in any of the Part B States any law corresponding to the Cantonments (House Accommodation) Act, 1925 (VI of 1925) or the Cantonments Act, 1924 (II of 1924), such corresponding law is hereby repealed.

(2) Notwithstanding such repeal, anything done or any action taken in the exercise of any power conferred by or under such corresponding law shall be deemed to have been done or taken in the exercise of the powers conferred by or under the Cantonments (House Accommodation) Act, 1925, or the Cantonments Act, 1924, as the case may be, as if those Acts were in force in the State on the day on which such thing was done or action was taken.

RAJENDRA PRASAD,
President.

(Published in the Gazette of India Extraordinary, Part II, Section 1,
dated the 16th June, 1950)

THE MINIMUM WAGES (EXTENSION OF TIME)
ORDINANCE, 1950.



ORDINANCE No XVII OF 1950

An Ordinance to provide for the extension of time limit for fixing minimum rates of wages in employments specified in Part I of the Schedule to the Minimum Wages Act 1948.

WHEREAS Parliament is not in session and the President is satisfied that circumstances exist which render it necessary for him to take immediate action

Now, THEREFORE in exercise of the powers conferred by clause (1) of article 123 of the Constitution, the President is pleased to promulgate the following Ordinance —

1 Short title and commencement.—(1) This Ordinance may be called the Minimum Wages (Extension of Time) Ordinance, 1950.

(2) It shall come into force at once

2 Extension of time limit in section 3, Act XI of 1948.—During the period of operation of this Ordinance, the Minimum Wages Act, 1948 (hereinafter referred to as the said Act) shall have effect as if for clause (a) of sub-section (1) of section 3 there had always been substituted the following clause—namely,—

“(a) to, before the expiry of three years from the commencement of this Act or as the case may be in the case of an employment included in the Schedule by a notification under section 27, two years from the date of such notification, the minimum rates of wages payable to employees employed in all scheduled employments, .

3 Validation of certain action taken under Act XI of 1948.—No minimum rate of wages fixed under section 3 of the said Act, and no action taken for fixing minimum rate of wages under any provision of the said Act, in an employment specified in Part I of the Schedule thereto between the 15th day of March, 1950 and the commencement of this Ordinance shall be invalid merely because such rate was fixed or action was taken after the expiry of the period specified in clause (a) of sub-section (1) of section 3 of the said Act.

RAJENDRA PRASAD,
President

Price anna 1 or 1½d.

